NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER

Greens Prairie Trail

## **Special Warranty Deed**

THE STATE OF TEXAS KNOW ALL MEN BY THESE PRESENTS: **COUNTY OF BRAZOS** 

Richard Mate Della Santina and Dorothy Nell Della Santina, **GRANTOR(S)**:

Co-Trustees of the Santina Revocable Trust

Grantor's Mailing Address:

17019 McLean Rd. Pearland, Texas 77584-4632

GRANTEE: **BRAZOS COUNTY, TEXAS** 

Grantee's Mailing Address:

300 East 26th Street Bryan, Texas 77803

#### Consideration:

Ten and No/100 dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged.

### Property (including any improvements):

All that certain lot, tract or parcel of land being 1.58 acres, more or less, lot, tract or parcel of land lying and being situated in the SAMUEL DAVIDSON SURVEY, Abstract No. 13, Brazos County, Texas and being a part of that certain called 83.34 acre tract as described in deed from Dorothy Nell Della Santina to Richard Mate Della Santina and Dorothy Nell Della Santina, Co-Trustees of the Santina Revocable Trust recorded in Volume 7145, Page 286, of the Official Records of Brazos County, Texas, said 1.58 of acre tract being more particularly described by metes and bounds description as shown in Exhibit "A attached hereto and made a part hereof for all purposes.

### Reservations from and Exceptions to Conveyance and Warranty:

There is hereby EXCEPTED and RESERVED from this conveyance, and retained in favor of the Grantor, their heirs, executors, administrators, successors and assigns, in perpetuity, all of the oil, gas, liquid hydrocarbons, residue gas, the products and byproducts of the foregoing, sulphur, coal, lignite, uranium, and all other minerals in, on or under the hereinabove described property; provided, however, Grantor, their heirs, personal representatives, executors, successors and assigns shall have no right of ingress and egress at any times for the purpose of mining, drilling, exploring, operating and developing said lands for oil, gas, and other minerals or for storing, removing, transporting, processing or marketing the same there from. This reservation and exception shall, however, include the right of Grantor, its successors and assigns, to grant leases on the property to develop same by directional drilling, pooling, unitization, or subsurface gasification, or liquefaction processes. Notwithstanding anything herein to the contrary, the Grantee shall have the right to use, without additional compensation, any stone, earth, gravel, caliche, iron ore or any other road building material upon, in or under the property for the construction and maintenance of road or roads thereon, such materials, for the purposes of this conveyance, being herein defined as not constituting "other minerals."

This conveyance is made and accepted subject to any and all conditions, restrictions, if any, relating to the hereinabove described property, to the extent, and only to the extent, that the same may still be in force and effect, shown of record in the office of the County Clerk of Brazos County, Texas.

Grantor, for the consideration and subject to the reservations from and exceptions to conveyance and warranty, grants, sells and conveys to Grantee the property, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold it to Grantee, Grantee's successors or assigns forever. Grantor binds Grantor and Grantor's heirs, executors, administrators, and successors to warrant and forever defend all and singular the property to Grantee and Grantee's successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through, or under Grantor, but not otherwise, except as to the reservations from and exceptions to conveyance and warranty.

When the context requires, singular nouns and pronouns include the plural.

Executed this 15 day of april , 2015

Richard Mate Della Santina

Co-Trustee of the Santina Revocable Trust

Dorothy Nell Della Santina

Co-Trustee of the Santina Revocable Trust

# Acknowledgment

COUNTY OF Prazonia	§						
	8	-1		_			
This instrument was acknowledged befo						Mate	Della
Santina and Dorothy Nell Della Santina	as Co-Trust	ees of th	ie Santina Rev	ocable ′	Γrust.		



Notary Public, State of Texas

FIELD NOTES
BRAZOS COUNTY
GREENS PRAIRIE TRAIL EXTENSION
1.58 ACRES
OUT OF THE
SANTINA REVOCABLE TRUST
CALLED 83.34 ACRE TRACT
VOLUME 7145, PAGE 286
SAMUEL DAVIDSON LEAGUE, A – 13
JANUARY 23, 2015

All that certain lot, tract or parcel of land being 1.58 acres situated in the SAMUEL DAVIDSON LEAGUE, Abstract No. 13, Brazos County, Texas, and being a part of that certain Called 83.34 acre tract as described in deed from Dorothy Nell Della Santina to Richard Mate Della Santina and Dorothy Nell Della Santina, Co-Trustees of the Santina Revocable Trust of record in Volume 7145, Page 286, Official Records of Brazos County, Texas, said 1.58 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" Iron Rod with Cap set in the northeast line of said Called 83.34 acre tract for the most northerly corner, said corner being in the southwest right-of-way line of the Union Pacific Railroad, the calculated northeast corner of said Called 83.34 acre tract bears N 10 ° 55 ' 09 "W a distance of 2721.16 feet, a 1/2" Iron Rod found 1.99 feet off of said calculated northeast corner bears N 10 ° 52 ' 38 "E a distance of 2721.17 feet:

THENCE S 10 ° 55 ' 09 " E, along the northeast line of said Called 83.34 acre tract and the southwest right-of-way line of said Union Pacific Railroad a distance of 100.00 feet to a 1/2" Iron Rod with Cap set for the most easterly corner, a Fence Corner Post found for the Occupied most Easterly corner of said Called 83.34 acre tract bears S 12 ° 24 ' 42 " E a distance of 2317.24 feet;

THENCE S 79 ° 04 ' 09 " W, a distance of 248.29 feet to a 1/2" Iron Rod with Cap set for angle point;

THENCE S 75 ° 10 ' 43 " W, a distance of 406.95 feet to a 1/2" Iron Rod with Cap set for angle point;

THENCE S 30 ° 10 ''44 " W a distance of 35.36 feet to a 1/2" Iron Rod set in the Occupied southwest line of said Called 83.34 acre tract for the most southerly corner;

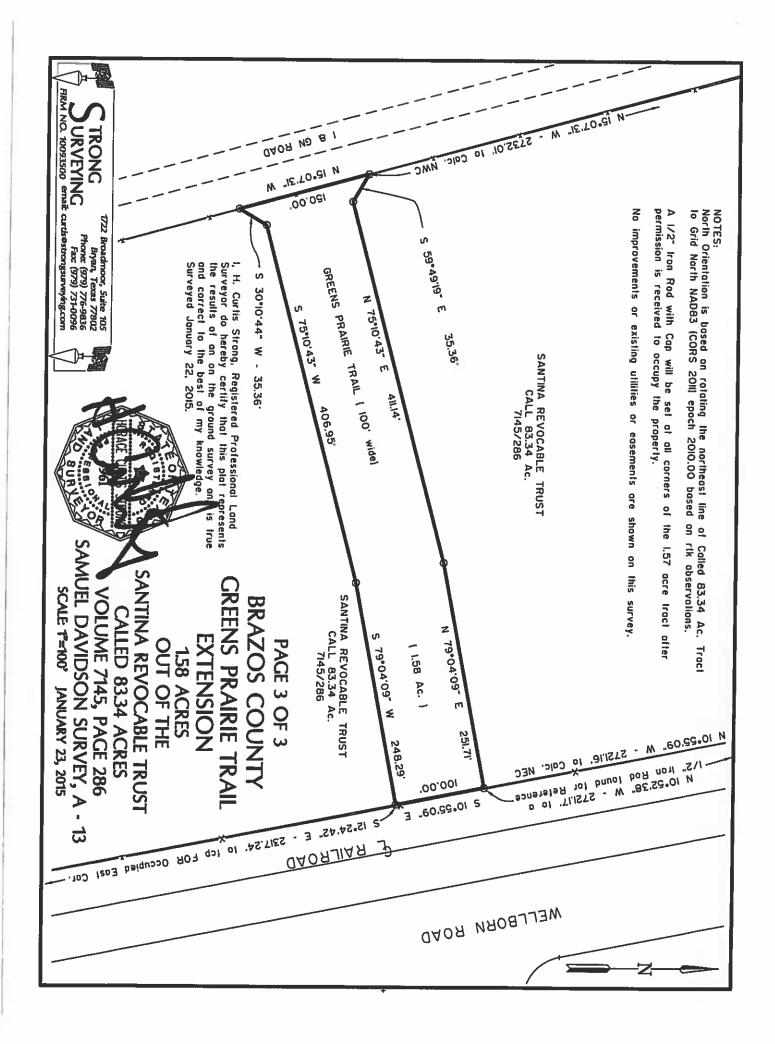
THENCE N 15 ° 07 ' 31 " W, along the Occupied southwest line of said Called 83.34 acre tract and the northeast line of I & GN Road a distance of 150.00 feet to a 1/2" Iron Rod with Cap set for a northwest corner;

THENCE S 59 ° 49 ' 19 " E a distance of 35.36 feet to a 1/2" Iron Rod with Cap set for angle point;

THENCE N 75 ° 10 ' 43 " E, a distance of 411.14 feet to a 1/2" Iron Rod with Cap set for angle point;

THENCE N 79 ° 04 ' 09 " E, a distance of 251.71 feet to the PLACE OF BEGINNING AND CONTAINING AN AREA OF 1.58 ACRES OF LAND MORE OR LESS, according to a survey performed on January 22, 2015 under the supervision of H. Curtis Strong, Registered Professional land Surveyor No. 4961. North Orientation is based on rotating the northeast line to Grid North NAD83 (CORS 2011) epoch 2010.00 based on rtk observations. For other information see accompanying plat.





NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER

Greens Prairie Trail

# **Temporary Easement**

THE STATE OF TEXAS \$ KNOW ALL MEN 
\$ BY THESE PRESENTS:

GRANTOR(S): Richard Mate Della Santina and Dorothy Nell Della Santina,
Co-Trustees of the Santina Revocable Trust

Grantor's Mailing Address:

17019 McLean Rd. Pearland, Texas 77584-4632

GRANTEE: BRAZOS COUNTY, TEXAS

Grantee's Mailing Address:

300 East 26th Street Bryan, Texas 77803

#### Consideration:

Ten and No/100 dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged.

### Property (including any improvements):

All those certain 0.39 acre and 0.38 acre 25' Temporary Easements lying and being situated in Brazos County, Texas, situated in the SAMUEL DAVIDSON SURVEY, Abstract No. 13, and being a part of that certain called 83.34 acre tract as described in deed from Dorothy Nell Della Santina to Richard Mate Della Santina and Dorothy Nell Della Santina, Co-Trustees of the Santina Revocable Trust recorded in Volume 7145, Page 286, Official Records of Brazos County, Texas, said 0.39 acre and 0.38 acre 25' Temporary Easements being more particularly described by metes and bounds description as shown in Exhibit "A" attached hereto and made a part hereof for all purposes.

This easement shall be used for construction work space and shall expire on the _	1 <sup>st</sup>	_day of
May, 2016, or on the date of completion of construction of the highw	ay	facility,
whichever occurs first.	-	-

**TO HAVE AND TO HOLD** unto the said Brazos County, Texas as aforesaid, for the purposes and on the conditions set forth hereinabove, the premises described in said Exhibit "A".

When the context requires, singular nouns and pronouns include the plural.

Executed this 15 day of april, 2015.

Richard Mate Della Santina

Co-Trustee of the Santina Revocable Trust

Dorothy New Della Sanfina

Co-Trustee of the Santina Revocable Trust

## Acknowledgment

STATE OF TEXASO	8
COUNTY OF Drazonia	8

This instrument was acknowledged before me on  $\frac{4-15-2015}{2015}$  by Richard Mate Della Santina and Dorothy Nell Della Santina as Co-Trustees of the Santina Revocable Trust.



Notary Public, State of Texas

PAGE 1 OF 3

EXHIBIT "A"
FIELD NOTES
BRAZOS COUNTY
GREENS PRAIRIE TRAIL EXTENSION
0.39 ACRE AND 0.38 ACRE
25' TEMPORARY
CONSTRUCTION EASEMENTS
OUT OF THE
SANTINA REVOCABLE TRUST
CALLED 83.34 ACRE TRACT
VOLUME 7145, PAGE 286
SAMUEL DAVIDSON LEAGUE, A – 13
JANUARY 23, 2015

All that certain lot, tract or parcel of land being a 0.39 acre and a 0.38 acre 25' Temporary Construction Easement situated in the SAMUEL DAVIDSON LEAGUE, Abstract No. 13, Brazos County, Texas, and being a part of that certain Called 83.34 acre tract as described in deed from Dorothy Nell Della Santina to Richard Mate Della Santina and Dorothy Nell Della Santina, Co-Trustees of the Santina Revocable Trust of record in Volume 7145, Page 286, Official Records of Brazos County, Texas, said 0.39 acre and 0.38 acre 25' Temporary Construction Easements being more particularly described by metes and bounds in two tracts as follows:

EASEMENT NO. 1 - 0.39 Ac.

BEGINNING at a 1/2" Iron Rod with Cap set in the northeast line of said Called 83.34 acre tract for the most easterly corner, said corner being in the southwest right-of-way line of the Union Pacific Railroad, the calculated northeast corner of said Called 83.34 acre tract bears N 10 ° 55 ' 09 " W a distance of 2721.16 feet, a 1/2" Iron Rod found 1.99 feet off of said calculated northeast corner bears N 10 ° 52 ' 38 " E a distance of 2721.17 feet;

THENCE S 79 ° 04 ' 09 " W, a distance of 251.71 feet to a 1/2" Iron Rod with Cap set for angle point;

THENCE S 75 ° 10 ' 43 " W, a distance of 411.14 feet to a 1/2" Iron Rod with Cap set for angle point;

THENCE N 59 ° 49 ' 19 " W a distance of 35.36 feet to a 1/2" Iron Rod with Cap set in the Occupied southwest line of said Called 83.34 acre tract for the most southerly corner, the Calculated Northwest Corner of said Called 83.34 acre tract bears N 15 ° 07 ' 31 " W a distance of 2732.01 feet:

THENCE N 75 ° 10 ' 43 " E, a distance of 436.99 feet to a point for angle point:

THENCE N 79 ° 04 ' 09 " E, a distance of 252.56 feet to a point in the northeast line of said Called 83.34 acre tract and the southwest right-of-way line of said Union Pacific Railroad:

THENCE S 10 ° 55 ' 09 " E, along the northeast line of said Called 83.34 acre tract and the southwest right-of-way line of said Union Pacific Railroad a distance of 25.00 feet to the PLACE OF BEGINNING AND CONTAINING AN AREA OF 0.39 OF ONE ACRE MORE OR LESS.

BEGINNING at a 1/2" Iron Rod with Cap set in the northeast line of said Called 83.34 acre tract for the most northerly corner, said corner being in the southwest right-of-way line of the Union Pacific Railroad, a Fence Corner Post found for the Occupied most Easterly corner of said Called 83.34 acre tract bears S 12 ° 24 ′ 42 " E a distance of 2317.24 feet:

THENCE S 10 ° 55 ′ 09 " E, along the northeast line of said Called 83.34 acre tract and the southwest right-of-way line of the Union Pacific Railroad a distance of 25.00 feet to a point for the most easterly corner;

THENCE S 79 ° 04 ' 09 " W, a distance of 247.44 feet to a point for angle point;

THENCE S 75 ° 10 ' 43 " W, a distance of 431.10 feet to a point in the Occupied southwest line of said Called 83.34 acre tract and the Occupied northeast line of I & GN Road for the most southerly corner;

THENCE N 30 ° 10 ' 44 " E, a distance of 35.36 feet to a 1/2" Iron Rod with Cap set for angle point;

THENCE N 75 ° 10 ' 43 " E, a distance of 406.95 feet to a 1/2" Iron Rod with Cap set for angle point;

THENCE N 79 ° 04 ' 09 " E, a distance of 248.29 feet to the PLACE OF BEGINNING AND CONTAINING AN AREA OF 0.38 OF ONE ACRE OF LAND MORE OR LESS.

Both tracts combined containing a Total Area of 0.77 of one acre of land more or less, according to a survey performed on January 22, 2015 under the supervision of H. Curtis Strong, Registered Professional land Surveyor No. 4961. North Orientation is based on rotating the northeast line to Grid North NAD83 (CORS 2011) epoch 2010.00 based on rtk observations. For other information see accompanying plat.

